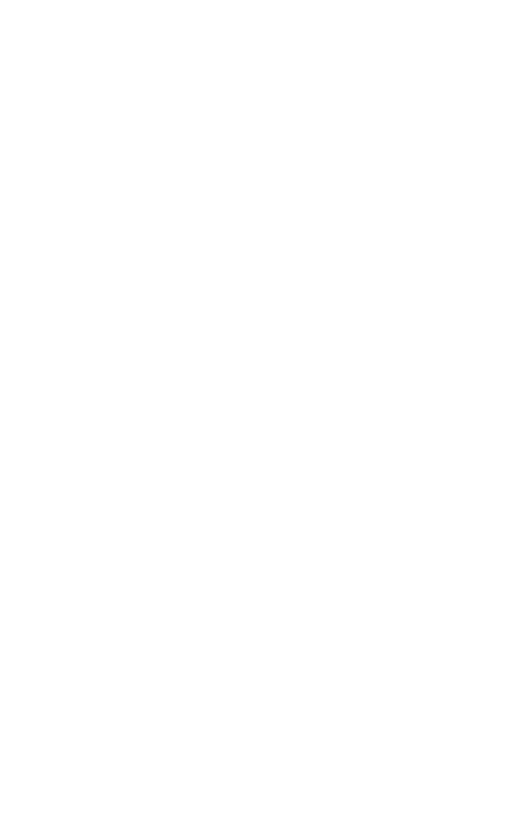
Pension Protection Act of 2006 Sorted by Topic KEY: DOL Guidance

PBGC
Guidance

PL 109-280, enacted 8-17-2006 Guidance/Other Information available as of 01/31/2010

Topic	IRC/ERISA § Added, Changed or Impacted	PPA § No.	Description	Published Guidance	Other Information Available
30-year Treasury rates	412	301	Extension of replacement of 30-year Treasury rates	Notice 2006-75, 2006- 36 I.R.B. 366	
415 limits	415	832	Determination of average compensation for §415 limits	IRC §415 Final Regs.	
				Rev. Proc. 2007-44, 2007-28 I.R.B.54	
		1107	Amendment Period	Notice 2008-30, 2008- 12 IRB 637	
				Notice 2009-97	
Amendments	401			Notice 2007-3, 2007-2 I.R.B. 255	
		various	Cumulative List	Notice 2007-94, 2007- 51, IRB 1179	
				Notice 2008-108, 2008 50 IRB 1275	
			Changes in the standards for determining persons that are required to report under §4010; other (non-PPA) changes to the 4010 reporting requirements.	Proposed Rule on Annual Financial and Actuarial Information Reporting	
Annual financial and actuarial	ERISA §4010	505	Waives §4010 reporting in certain cases for controlled groups with aggregate plan underfunding of \$15 million or less.	Technical Update 08- 3: Waiver of Certain Reporting Requirements under ERISA §4010	
reporting			Allows filers to determine benefit liabilities for 4010 reporting purposes using the form of-payment assumption described in ERISA §4044.51 (generally an annuity form of payment) instead of the form-of-payment assumption under the final 4010 rule, which requires filers to use the form-of-payment assumption for determining the minimum required contribution	Technical Update 09- 2: Alternative Form-of- Payment Assumption for Determining Benefit Liabilities	
Association plans	419A	843	Allowance of reserve for 7443B medical benefits of plans sponsored by bona fide associations	Notice 2007-83, 2007- 45 I.R.B. 960	



Bankruptcy terminations	ERISA §§4001, 4022 and 4044	404	Bankruptcy filing date, rather than termination date, determines guarantees and benefits in priority category 3 of the asset allocation, if contributing sponsor enters bankruptcy before plan termination date	Proposed Rule on Bankruptcy Filing Date Treated as Plan Termination Date for Certain Purposes: Guaranteed Benefits: Allocation of Plan Assets	
Benefit accrual for cash balance and other hybrid defined benefit plans	411	701	Benefit accrual standards	Notice 2007-6, 2007-3 I.R.B. 272  REG-104946-07, 72 Fed. Reg. 73680 (Dec. 28, 2007)  Rev. Rul. 2008-7, 2008-7 I.R.B. 419  REG-100464-08, 73 Fed. Reg. 34665 [June 18, 2008)	
				Announcment 2009- 82, 2009-48 IRB November 30, 2009	
Benefit limitations	436	113	Benefit limitations for single-employer defined benefit pension plans	Proposed §436 regulations on benefit limits Notice 2008-21, 2008- 7 IRB 431	Employee Plans News Flash August 29, 2007
Civil Penalties	ERISA §502(c)(4)	103(b)(2), 502(a)(2), 502(b)(2), 902(f)(2)	Proposed regulation establishing procedures for the assessment of civil penalties related to PPA amendments	Proposed Rule - Civil Penalties Under. ERISA \$502(c)(4)  Proposed Rule - Civil Penalties Under. ERISA \$502(c)(4)  Proposed Rule - Civil Penalties Under. ERISA \$502(c)(4)	
Combined Plans	414(x)	903(a)	Eligible combined plans	Notice 2009-71, 2009- 35 IRB XX	
Computing withdrawal liability; reallocation liability upon mass withdrawal	ERISA §§4001, 4211, and 4219	204	PPA and other changes to the calculation of withdrawal liability for multiemployer plans	Final Rule on Methods for Computing Withdrawal Liability. Reallocation Liability Upon Mass Withdrawal	
Corporate bond rates – use in certain PBGC reporting requirements	ERISA §§4010, 4011, and 4043	302	Explanation of how the PPA changes to PBGC's interest rate for determining variable rate premiums apply to certain PBGC reporting and disclosure requirements that reference the VRP interest rate.	Technical Update 06- 4: Use of Corporate Bond Rate for Certain PBGC Purposes	

Deduction	404	801	Increase in deduction limit for single- employer plans	Notice 2007-28, 2007-	
Deduction	404	803	Updating deduction rules for combination of plans	14 I.R.B. 880	
	401			REG-133300-07, 72 Fed. Reg. 63144 (Nov. 8, 2007)	Sample Automatic Enrollment and Default Investment Notice
	411	902	Increasing participation through automatic contribution arrangement	TD 9447 74 Fed Reg. 8200 (February 24, 2009)	Employee Plans News Special Edition November 14, 2007
Default investment	4979				Employee Plans News Special Edition November 7, 2007
	ERISA §404(c)(5)	624	Treatment of investment of assets by plan where participant fails to exercise investment election	Default Investment Atternatives Under Participant Directed Individual Account Plans: Proposed Rule QDIA Guidance - Correcting Amendments. Field Assistance Bulletin 2008-03	Fact sheet on final rule
Disclosure of termination information	ERISA §§4041 and 4042	506	Requirements for disclosure of certain information in connection with a distress termination or a PBGC-initiated termination.	Final Rule on Disclosure of Termination Information	
Disclosure requirements for certain underfunded plans	ERISA §4011	501	Repeal of §4011 Notice to Participants for plan years beginning after 2006. (PPA replaces this notice with changes to the disclosure requirements under Title I of ERISA.)	Final Rule; Technical Amendment Repeal of ERISA §4011	

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	72	828	Waiver of 10 percent early withdrawal penalty tax on certain distributions of pension plans for public safety employees		Publication 575 updated  Form 5329 Instructions updated
	72, 401, 402, 403, 457	845	Distributions from governmental retirement plans for health and long-term insurance for public safety officers	Notice 2007-7, 2007-5 I.R.B. 395	Publication 575 updated
	408	1201(a)	Tax-free distributions from individual retirement plans for charitable purposes		
	415	303	Interest rate assumption for applying benefit limitations to lump sum distributions		
	72	845	Distributions from governmental retirement plans for health and long-term insurance for public safety officers		
	401	823	Clarification of minimum distribution rules of government plans	IRC §401(a)(9) and 403(b) Proposed Regulations	
	402	845	Distributions from governmental retirement plans for health and long-term insurance for public safety officers	Notice 2007-99, 2007- 52 I.R.B. 1243	
Distributions	408	1201(a)	Tax-free distributions from individual retirement plans for charitable purposes		Publication 571 updated  Publication 590 updated  Publication 560 updated  Form 1040 Instructions modified  Form 1040A Instructions modified  Form 1040Na Instructions modified  Form 1040Na Instructions modified  Form 5329 Instructions modified  Form 8606 Instructions modified
	417	302	Interest rate assumption for determination of lump sum distributions	Notice 2007-81, 2007- 44 I.R.B. 899  Rev. Rul. 2007-67, 2007-48 I.R.B. 1047  Notice 2008-30, 2008- 12 IRB 637	Employee Plans News Flash November 6, 2007

Diversification	401 409	901	Defined contribution plans required to provide employees with freedom to invest their plan assets	Notice 2006-107, 2006 511.R.B. 1114 REG-136701-07, 73 Fed. Reg. 421 (Jan. 3, 2008) Notice 2008-7, 2008-3 I.R.B. 276 Notice 2006-107, 2006 51 I.R.B. 1114;	
	409 ERISA §502(c)(7)			Final Rule - Amendment to Civil Penalties Under ERISA §502( c)(7)	
Domestic relations orders	ERISA 206(d)(3)	1001	Regulations on time and order of issuance of domestic relations orders	Time and Order of Issuance of Domestic Relations Orders	
Effect of Treasury mortality tables on PBGC requirements	ERISA §§4006, 4010, and 4043	112(a)	Guidance on how the new Treasury mortality tables affect premium calculations and certain reporting requirements.	Technical Update 07- 1: Effect of Treasury Mortality Tables on PBGC Requirements	
EGTRRA		811	Pensions and IRA of EGTRRA made permanent		Publication 571 updated
EPCRS	401	1101	Employees plans compliance resolution system	Rev. Proc. 2008-50, 2008-35 IRB 464	
Excise tax	4971	214	Exemptions from excise tax for certain multiemployer plans for accumulated funding deficiencies		Form 5330 Instructions revised
Fiduciary	ERISA §404(a)(1)	625	Clarification of fiduciary rules	Interim Final Rule on Amendment to Interpretive Bulletin 95  1.  Proposed rule on the Selection of Annuity Providers for Individual Account Plans.	

	404			Announcement 2006- 70, 2006-40 I.R.B. 629	
	412	402	Special funding rules for certain plans maintained by commercial airlines	Notice 2006-105, 2006 50 I.R.B. 1093	
	415			Proposed PEC	
	4971			Proposed REG- 108508-08, 73 Fed.	
				Reg. 20203 (Apr. 15, 2008)	
	430	112	Funding rules for single-employer defined benefit pension plans	Rev. Proc. 2009-43, 2009-40 I.R.B.	
	415	402	Special funding rules for certain plans maintained by commercial airlines	Announcement 2008- 2, 2008-3 I.R.B. 307	
	412	111	Minimum funding standards	Notice 2006-75, 2006- 36 I.R.B. 366	Schedule B Instructions modified
		101, 102	·	Notice 2007-81, 2007- 44 I.R.B. 899	
				Final regulations on certain mortality tables under PPA	
				Rev. Proc. 2007-37, 2007-25 I.R.B. 1433	
				Proposed §430(f) regulations on treatment of employer contributions	Employee Plans News Flash August 29, 2007
				Notice 2007-81, 2007- 44 I.R.B. 899	
Funding	430	112	Funding rules for single-employer defined benefit pension plans	REG-139236-07, 72 Fed. Reg. 74215 (Dec. 31, 2007)	
				Notice 2008-21, 2008- 7 IRB 431	
				Notice 2008-29, 2008- 12 IRB 636	
				Rev. Proc. 2008-62, 2008-42 I.R.B. 935	
				Notice 2008-85, 2008- 42 I.R.B. 905	
				Notice 2008-73, 2008- 38 IRB 717	
				Notice 2009-42, 2009- 20	
				TD 9467, 74 Fed Reg Oct 15, 2009	
	431	211	Funding rules for multiemployer defined	Notice 2008-29, 2008- 12 IRB 636	
			benefit plans	Rev Proc. 2008-67, 2008-48 IRB 1211	
	432	212	Additional funding rules for multiemployer plans in endangered or critical status	REG-151135-07, 73 Fed. Reg. 14417 (Mar. 18, 2008)	Model Notice of Multiemployer Plan in Critical Status
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409A	116	Restrictions on funding of nonqualified deferred compensation plans by employers maintaining underfunded or terminated single-employer plans	Form 550 Instruction modified
ERISA §305	202	Additional funding rules for multiemployer plans in endangered or critical status	Model Notice Multiemplo Plan in Crit Status

Funding-related determinations for PBGC reporting	ERISA §§4010 and 4043	505	Guidance on the applicability of PPA to PBGC's premiums regulations on determining funding-related amounts for purposes of reporting under §\$4010 and 4043 for 2008 plan years	Technical Update 07- 2: Funding-Related Determinations for Reporting Under Parts 4010 and 4043	
	401			Notice 2007-7, 2007-5 I.R.B. 395	Publication 571 updated
	403		Modifications of rules governing hardships	Announcement 2007- 59, 2007-25 I.R.B. 1448	
Hardships	409	826	and unforeseen financial emergencies	IRC\$403(b) Final Regulations  Field Assistance Bulletin 2007-2 pertaining to \$403(b) plans	Publication 560 updated
	219				Publication 590 updated
Indexing	25B	833	Inflation indexing of gross income limitations on certain retirement savings incentives	Rev. Proc. 2006-53	Publication 571 updated
	408A		intentives		Form 8606 Instructions modified
Indian tribal governments	414	906	Treatment of certain pension plans of Indian tribal governments	Notice 2006-89, 2006- 43 I.R.B. 772 Notice 2007-67, 2007- 35 I.R.B. 467	
Investment Advice	ERISA §408(b)(14) ERISA §408(b)(14),	601	Investment Advice - Participants and Beneficiaries	Notice of Proposed Extension of Effective Date and Applicability Date Final Rule - Delay of Effective Date and	
	408(g)			Applicability Date  Delay of Effective  Date and Applicability  Date rev 5-22-09	

Lump sum assumptions for terminating single	ERISA §4041	302(b)	(1) Guidance on lump sum valuation issues for single-employer plans that terminate in a standard termination under §4041, with a termination date prior to, and a final distribution date on or after, the effective date of changes in the interest rate and mortality tables used in calculating minimum lump sum values under the PPA; and (2) Limited guidance for single-employer plans that terminate on or after the effective date of the PPA changes.	Technical Update 07- 3: Minimum Lump Sum Assumptions for Terminating Single- Employer Plans.	
employer plans			Expands guidance on lump sum valuation issues for single-employer plans that terminate in a standard termination under §4041, with a termination date on or after the effective date of changes in the interest and mortality tables used in calculating minimum lump sum values under the PPA.	Technical Update 08- 4: Minimum Lump Sum Assumptions for Single-Employer Plans That Terminate in a Plan Year Beginning On or After January 1, 2008	
Multiemployer plan election procedures	ERISA §3(37)(G)	1106, as modified by an amendment in the May 25, 2007, supplemental spending legislation (Pub L. 110-028)	Notice establishing procedures for certain single-employer plans to elect to be multiemployer plans.	Notice: Election of Multiemployer Plan Status	
	414	1106	Revocation of election relating to treatment as multiemployer plan	Model Notice of Pending Election of Multiemployer Plan Status	
Multiemployer plans	4980F 4980F ERISA §101(k)	502	Access to multiemployer pension plan information	REG-110136-07, 73 Fed. Reg. 15101 (Mar. 21, 2008).  Proposed Rule on Multiemployer Plan Information Made	
	3.1.(4)			Available on Request	
	401	507	Notice of freedom to divest employer securities	Notice 2006-107, 2006 51 I.R.B. 1114	
	402		Notice and consent	REG 107318-08 73	
	411		Consequences of failure to defer	Fed. Reg. 59575 (October 9, 2008)	
		1102	Notice and consent		
	417		Notice and consent period regarding distributions	Notice 2007-7, 2007-5 I.R.B. 395	
Notice	411(d)(6) and 4980F	402, 502 and 1107	benefit reductions and plans maintained by commercial airlines	TD 9472, 74 Fed Reg Nov 24, 2009	
	ERISA §101	501	Defined benefit plan funding notice	Field Assistance Bulletin No. 2009-01	
	ERISA §502(c)(7)	507	Notice of freedom to divest employer securities	Final DOL regulations on civil penalties under ERISA §502(c)(7)	

Participant notice of plan underfunding	ERISA §4011	303	Explains, among other things, how PPA interest rate changes can effect the requirement to issue a 3006 Participant Notice.	Technical Update 06- 3: 2006 Participant Notice	
				IRC §415 Final Regs.	Publication 560 updated
Permissive service credit	415	821	Clarifications regarding purchase of permissive service credit	IRC §403(b) Final Regulations	
				Field Assistance Bulletin 2007-2 pertaining to §403(b) plans	Publication 571 updated
				Notice 2007-8, 2007-3 I.R.B. 278	
Phased retirement	401	905	Distributions during working retirement	Final Regulations on Distributions From a Pension Plan Upon Attainment of Normal Retirement Age	
				Notice 2007-69, 2007- 35 I.R.B. 468	
				Notice 2009-86, 2009- 46	
		401(a)	PPA and other changes in the variable-rate premium for plan years beginning on or after January 1, 2008	Final Rule on Premium Rates; Payment of Premiums; Variable- Rate Premium	
Premiums	ERISA §§4006 and 4007	401(b), 402(g)(2)(B), and 405	Increases and indexes flat-premium rates, caps the variable-rate premium for small employers, and creates a new "termination premium" for certain distress and involuntary plan terminations.	Final Rule on Premium Rates; Payment of Premiums; Flat Premium Rates; Variable-Rate Premium Cap, and Termination Premium	
Present value of maximum PBGC guaranteed benefit	ERISA §206(g)	103(a)	Guidance on determining the present value of the maximum benefit guaranteed by PBGC for purposes of IRC §436(d)(3)(A)(ii)(2) and ERISA §206(g)(3)(C)(i)(II)	Technical Update 07- 4: Present Value of the Maximum PBGC Guaranteed Benefit	

	4975	601	Prohibited transaction exemption for provision of investment advice	Prohibited Transaction Exemption for Provision of Investment Advice to Participants in Individual Account Plans  Prohibited Transaction Exemption for Provision of Investment Advice to Individuals Retirement and Similar Plans  Field Assistance Bulletin No. 2007-01	Hearing on. Computer Model Investment Advice Program for IRAs. (transcript)
	ERISA §408(b)(19)	611	Prohibited transaction rules relating to financial investments	Statutory Exemption for Cross-Trading of Securities	
Prohibited transaction	3700(b)(17)			Prohibited Transaction Exemption for Provision of Investment Advice to Participants in Individual Account Plans	
	ERISA §408(b)(14), 408(g)	601	Prohibited transaction exemption for provision of investment advice	Prohibited Transaction Exemption for Provision of Investment Advice to Individuals Retirement and Similar Plans	Hearing on Computer Model Investment Advice Program for IRAs (transcript)
				Field Assistance Bulletin No. 2007-01  Proposed Rule on Investment Advice  Proposed Class Exemption on Investment Advice	Report to Congress on Investment Advice
Reportable events; funding- related determinations for PBGC reporting	ERISA § 4043	401(a)	Guidance on the applicability of PPA to the reportable events requirements of ERISA section 4043 and PBGC's premium regulations for 2009 plan years.	Technical Update 09- 1: Reportable Events: Funding-Related Determinations for Threshold Test, Waivers, and Extensions: Effect of PPA 2006: Guidance for 2009 Plan Years	
Reportable events, funding- related determinations, missed quarterly contributions; guidance for 2010 plan years	ERISA § 4043	401(a)	Guidance for plan years beginning in 2010 on compliance with section 4043 reportable events requirements and requirements of the underlying PBGC regulations and certain other notification requirements	Technical Update 09- 4: Reportable Events; Funding-Related Determinations; Missed Quarterly Contributions; Guidance for 2010 Plan Years,	
Reportable events and certain other notification requirements	ERISA §§ 4000, 4001, 4043, 4204, 4206, 4211, and 4231	401(a)	Conform PBGC's reportable events regulation under section 4043 and underlying PBGC regulations to the PPA	Proposed Rule: PPA: Conforming Amendments; Reportable Events and Certain Other Notification Requirements	

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Rollover	402	822	Allow rollover of after-tax amounts in annuity contracts	IRC §403(b) Final Regulations	Publication 590 updated
	408, 408A	824	Allow direct rollovers from retirement plans to Roth IRAs		Publication 571 updated
	402, 403, 457	829	Allow rollovers by nonspouse beneficiaries of certain retirement plan distributions  Allow rollovers by nonspouse beneficiaries of certain retirement plan distributions  Account Plans and Account Plans and Require Inherit		Publication 575 updated
				Notice 2007-7, 2007-5 I.R.B. 395	Employee Plans News Special Edition
	402, 403, 457, ERISA §404			Distributions From Terminated Individual Account Plans and Termination of Abandoned Individual Account Plans To Require Inherited Individual Retirement Plans for Missing.	Publication 590 updated
	402	822		Field Assistance Bulletin 2007-2 pertaining to §403(b) plans	Form 1099-R Instructions updated
	408, 408A	824	Allow direct rollovers from retirement plans to Roth IRAs		
	403, 457	829	Allow rollovers by nonspouse beneficiaries of certain retirement plan distributions		Employee Plans News Special Edition  Publication 590 updated  Publication 575 updated  Form 1099-R Instructions updated
	408, 408A	824	Allow direct rollovers from retirement plans to Roth IRAs		Publication 560 updated  Publication 571 updated
	ERISA §404	829	Allow rollovers by nonspouse beneficiaries of certain retirement plan distributions		Class Exemption  Model Plan Termination Notice  Termination Notice

Statements	ERISA §105	508	Periodic pension benefit statements	Field Assistance Bulletin No. 2006-03 Field Assistance Bulletin No. 2007-03	
Survivor annuity	417	1004	Requirement for additional survivor annuity option	Notice 2008-30, 2008- 12 IRB 637	
Tax-Sheltered Annuities	403	821	Model Amendments for creating or amending 403(b) plans	Rev. Proc. 2007-71, 2007-51 IRB 1184	
				IRC §403(b) Final Regulations	
				Field Assistance Bulletin 2007-2 pertaining to §403(b) plans	
Vesting	411	904	Faster vesting of employer nonelective contributions	Notice 2007-7, 2007-5 I.R.B. 395	
Withdrawals	72, 401, 6511	827	Penalty-free withdrawals from retirement plans for individuals called to active duty for at least 179 days		News Release IR-2006-152
					Publication 590 updated
					Publication 560 updated
					Publication 571 updated
					Publication 575 updated
					Form 5329 Instructions updated

IRS Guidance
DOL Guidance
PBGC Guidance